



Express Mail No: EV 456 933 790 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: McGee et al.

Confirmation No.: 1490

Serial No.: 10/719,997

Art Unit: 1625

Filed: November 20, 2003

Examiner: Seaman, D. Margaret

For: Quinolinyl and Benzothiazolyl
Modulators

Attorney Docket No.: 018781-006330US
(T00-014-3US)

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is respectfully requested that the inventorship of the above-identified application be corrected under 37 C.F.R. § 1.48(b) to delete JONATHAN B. HOUZE, who is not an inventor of the invention presently being claimed.

The present application was filed together with a copy of the Declaration filed in connection with a parent to the instant application, U.S. Application No. 09/894,980, pursuant to 37 C.F.R. § 1.63(d)(1). Accordingly, the Declaration identified Lawrence R. McGee, Jonathan B. Houze, Steven M. Rubenstein, Atsushi Hagiwara, Noboru Furukawa, and Hisashi Shinkai as the true and correct inventors for the claims as filed with the application.

Also filed with the application was a Preliminary Amendment canceling pending claims and presenting new claims 39-83 for consideration. The preliminary amendment was not acknowledged in the Oath or Declaration. Accordingly, the Preliminary Amendment is a subsequent document and the amended claims are not considered part of the application as filed.

The Preliminary Amendment resulted in the cancellation of claims such that Jonathan B. Houze is no longer an inventor of the subject matter presently claimed in the instant application.

Because the Preliminary Amendment resulted in cancellation of the claims directed to the invention of Jonathan B. Houze, Applicants believe that 37 C.F.R. § 1.48(b) is the proper vehicle to correct the inventorship of the present application. Should Applicants be mistaken,

Applicants earnestly request that the PTO indicate the same so that Applicants can prepare a Petition to correct the inventorship of the instant application through the correct procedure, as Applicants have no intent to deceive the PTO as to the proper inventors for the instant application.

Accordingly, Applicants hereby request that the named inventor JONATHAN B. HOUZE be deleted from the present application because the invention of JONATHAN B. HOUZE is no longer being claimed in the present application.

Applicants believe the processing fee of \$130.00 as set forth in 37 C.F.R. §1.117(i) is due in connection with this paper. The Commissioner is hereby authorized to charge this fee, and any other fee determined to be due in connection with this paper, to Amgen Deposit Account No. 50-0487, referencing order number T00-014-3. A copy of this sheet is enclosed for such purpose.

By his signature appearing below, the Undersigned hereby represents that he is authorized by Amgen Inc. to submit this paper pursuant to 37 C.F.R. § 1.34.

Respectfully submitted,

Date: August 28, 2006

 Christopher J. Smith

40,179

(Reg. No.)

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